IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

A	* T.
App.	l. No.

10/634,642

Confirmation No.:

7193

Applicant

William Suttle Peters et al.

Filing Date

August 4, 2003

Title

An Intraluminal Inflatable Counter-Pulsation Heart Assist Device

Group Art Unit:

3762

Examiner

Alyssa M. Alter

Docket No.

13634.4003

Customer No.

34313

Mail Stop AF Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

Applicant hereby **appeals** to the Board of Patent Appeals and Interferences from the Final Official Action mailed 08/18/2006, finally rejecting claims 1-17 and 19-32.

The fee for the request for an oral hearing \$\frac{1000}{2}\$ Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is: \$\frac{750}{2}\$. A check in the amount of the fee is enclosed.	0.00
the fee shown above is reduced by half, and the resulting fee is: \$750.	<u>00.0</u>
A check in the amount of the fee is enclosed.	<u>.00</u> .
lead to the state of the state	
The Commissioner has already been authorized to charge fees in this application to a	
Deposit Account. I have enclosed a duplicate copy of this sheet.	
The Commissioner is hereby authorized to charge \$750.00 and charge any deficiency	in in
fees which or credit any overpayment, as may be required, to Deposit Account No.	
15-0665. I have enclosed a duplicate copy of this sheet.	

CERTIFICATE OF TRANSMISSION 37 CFR §1.8

I hereby certify, pursuant to 37 CFR §1.8, that I have reasonable basis to expect that that this paper or fee (along with any referred to as being attached or enclosed) would be transmitted on the date shown below by effling with the USPTO addressed to the Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

Dated:

January 11, 2007

Lynne Fulmer

OHS West:260156478.1

Applicant Appl. No. Examiner Docket No.	; ; ;	William Suttle Peters et 10/634,642 Alyssa M. Alter 13634.4003	al.	
A petition for an extension of time under 37 CFR 1.136(a) is enclosed.				
I am the:				
	Applicant	. .		
	_	signee of record of the entire interest. rtificate under 37 CFR 3.73(b) is enclosed.		
	Attorney	ey or agent of record.		
			-	ectfully submitted, ICK, HERRINGTON & SUTCLIFFE LLP
Dated: Januar	y 11, 2007		By:	Long W End

James W. Geriak, Reg. No. 20,233

Orrick, Herrington & Sutcliffe LLP 4 Park Plaza, Suite 1600 Irvine, CA 92614-2558 Tel. 949-567-6700

Fax: 949-567-6710

Customer Number: 34313

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Com P.O.	Stop AF missioner f Box 1450 andria, VA	. 22313-	1450		
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App	licant here	by app	eals to the Board of Patent Appeal	ls and Interferences f	rom the
Final	Official A	ction ma	iled 08/18/2006, finally rejecting clai	ims 1-17 and 19-32.	
The fee for this Notice of Appeal is (37 CFR 1.17(b)) \$ 500.00					
The	The fee for the request for an oral hearing \$ 1000.00				
\boxtimes	Applicant claims small entity status. See 37 CFR 1.27. Therefore,				
	the fee shown above is reduced by half, and the resulting fee is: \$750.00.				
	A check in the amount of the fee is enclosed.				
	The Commissioner has already been authorized to charge fees in this application to a				
	Deposit A	ccount. I	have enclosed a duplicate copy of th	is sheet.	
\boxtimes	The Comm	nissione	r is hereby authorized to charge \$75	50.00 and charge any of	deficiency in
	fees which or credit any overpayment, as may be required, to Deposit Account No.				

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	-	of record of the entire under 37 CFR 3.73		
	Attorney	or agent of record.		
			-	ectfully submitted, ICK, HERRINGTON & SUTCLIFFE LLP
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Orriol Har	rington & Su	taliffa I I D		James W. Geriak, Reg. No. 20,233

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